

# **FISCAL MEMORANDUM**

## **HB 2646 – SB 2822**

March 31, 2008

**SUMMARY OF AMENDMENT (015458):** Deletes all language after the enacting clause. Adds criminal offenses of sexual battery by an authority figure, solicitation of a minor, exploitation of a minor by electronic means if the victim is less than 13 years of age, aggravated rape of a child, statutory rape by an authority figure, sexual exploitation of a minor, aggravated sexual exploitation of a minor, especially aggravated sexual exploitation of a minor, criminal attempt, conspiracy, or solicitation to commit these offenses, and criminal responsibility for the facilitation of these offenses as it relates to the Sex Offender Treatment Board.

### **FISCAL IMPACT OF ORIGINAL BILL:**

Increase State Expenditures - \$14,797,000/Incarceration\*

### **FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Increase State Expenditures - \$6,000/Sex Offender Treatment Board**

Assumption applied to amendment:

- During FY07, there were 375 persons admitted to the Department of Correction for offenses currently considered sex offenses. For the same period, there were 45 admissions for the offenses being added by this legislation which represents a 12 percent increase ( $45/375 = 12\%$ ). The Sex Offender Treatment Board currently receives \$50,000 in appropriations for the treatment of sex offenders. An increase in appropriations of \$6,000 ( $\$50,000 \times .12 = \$6,000$ ) would be required to enable the Board to provide treatment for these additional offenders.

*\*Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large initial "J" and a distinct "W".

James W. White, Executive Director

/lsc